

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

DAVID B. BINDER, *et al.*,

Plaintiffs,

v.

PPL CORPORATION, *et al.*,

Defendants.

Civil Action No.: 5:22-cv-00133-JLS

CLASS ACTION

Judge Jeffrey L. Schmehl

DEFENDANTS' MOTION TO DISMISS PLAINTIFFS' COMPLAINT

Defendants PPL Corporation, PPL Services Corporation, Board of Directors of PPL Corporation, Board of Directors of PPL Services Corporation, Employee Benefit Plan Board of PPL Corporation, and LG&E and KU Energy LLC (collectively, "Defendants") respectfully move this Court for an order pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure dismissing Plaintiffs' Complaint (Dkt. 1) in its entirety and with prejudice. In support, Defendants rely upon the supporting memorandum of law, the supporting Declaration of Catalina Vergara with exhibits, the request for judicial notice, and the proposed orders, all of which have been contemporaneously filed with this Motion.

Pursuant to Local Rule 7.1(f), Defendants respectfully request oral argument on this Motion.

Dated: April 5, 2022

Respectfully submitted,

/s/ Catalina J. Vergara

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Counsel for Defendants PPL Corporation, PPL Services Corporation, Board of Directors of PPL Corporation, Board of Directors of PPL Services Corporation, Employee Benefit Plan Board of PPL Corporation, and LG&E and KU Energy LLC

CERTIFICATE OF SERVICE

I certify that on this day I caused a true and correct copy of the foregoing *Defendants'* *Motion to Dismiss Plaintiffs' Complaint*, along with the supporting memorandum of law, the supporting Declaration of Catalina Vergara with exhibits, and the proposed order, to be filed using the Court's Electronic Filing System ("ECF System"). The documents are available for viewing and downloading via the ECF System, and will be served by operation of the ECF System upon all counsel of record.

Dated: April 5, 2022

LeVAN STAPLETON SEGAL COCHRAN LLC

/s/ Peter H. LeVan, Jr.

Peter H. LeVan, Jr.